

AMENDMENT TO H.R. 658
OFFERED BY MR. LIPINSKI OF ILLINOIS

Strike section 316 of the bill.

At the end of title III of the bill, add the following:

1 **SEC. 318. DRUG AND ALCOHOL TESTING IN FOREIGN RE-**
2 **PAIR STATIONS.**

3 (a) IN GENERAL.—Chapter 447 (as amended by this
4 Act) is further amended by adding at the end the fol-
5 lowing:

6 **“§ 44734. Drug and alcohol testing in foreign repair**
7 **stations**

8 “(a) IN GENERAL.—Not later than one year after the
9 date of enactment of this section, the Administrator of the
10 Federal Aviation Administration shall modify the certifi-
11 cation requirements under part 145 of title 14, Code of
12 Federal Regulations, to include testing for the use of alco-
13 hol or a controlled substance in accordance with section
14 45102 of any individual performing a safety-sensitive
15 function at a foreign repair station that—

16 “(1) is certificated by the Administrator under
17 part 145 of title 14, Code of Federal Regulations;
18 and

1 “(2) performs work on air carrier aircraft or
2 components.

3 “(b) INDIVIDUAL DEFINED.—In subsection (a), the
4 term ‘individual’ includes an individual working at a sta-
5 tion of a third party with whom an air carrier contracts
6 to perform work on air carrier aircraft or components.

7 “(c) REGULATORY AUTHORITY WITH RESPECT TO
8 CERTAIN FOREIGN REPAIR STATIONS.—With respect to
9 repair stations that are located in countries that are party
10 to the agreement titled ‘Agreement between the United
11 States of America and the European Community on Co-
12 operation in the Regulation of Civil Aviation Safety’, dated
13 June 30, 2008, the requirements of subsection (a) are an
14 exercise of the rights of the United States under para-
15 graph A of Article 15 of the Agreement, which provides
16 that nothing in the Agreement shall be construed to limit
17 the authority of a party to determine, through its legisla-
18 tive, regulatory, and administrative measures, the level of
19 protection it considers appropriate for civil aviation safe-
20 ty.”.

21 (b) CLERICAL AMENDMENT.—The analysis for such
22 chapter (as amended by this Act) is further amended by
23 adding at the end the following:

“44734. Drug and alcohol testing in foreign repair stations.”.

